And the said William Hebb, Richard Barnhouse and John Reeder by Thomas Clark their Attorney also Comes and defends the force and Injury when &c. and prays Liberty hereof to Imparle to the next Court to be held at Leonard Town in the County aforesaid on the first Tuesday in June and they have it the same day being given to the Plaintiff now here also —

And now here at this Day to wit the first Tuesday in June and to which day the Defendants had Leave to Imparle Comes as well the said Stephen Chilton Administrator aforesaid by his Attorney aforesaid as the said Defendants by their Attorney aforesaid and the said Stephen Chilton Administrator as aforesaid produces then there his Declaration against the said William Hebb, Richard Barnhouse and John Reeder, in the Words following that is to say —

Saint Marys County ss. William Hebb, Richard Barnhouse and John Reeder late of Saint Marys County Gentlemen were Attached to Answer unto Stephen Chilton Administrator of all and Singular the Goods Chattels Rights and Credits which were of Thomas Ingalls late of Saint Marys County deceased who died Intestate as it is said in a Plea of Trespass upon the Case.

And whereupon the same Stephen by John Hall his Attorney complains that whereas the aforesaid William, Richard and John being Persons trading Merchandizeing and using Commerce within this Province to wit at Saint Marys County aforesaid did on the ninth day of November in the Year of our Lord Seventeen hundred and fifty one at the County aforesaid according to the Usuage and Custom of Merchants in Great Britain and this Province time out of Mind used and Approved make and with their proper Hands Subscribe their Certain Bill or Note in Writing bearing date the Day and Year aforesaid and the same Bill to a certain Robert Cheeley then in the County aforesaid trading and using Commerce directed and by the said Bill or note the aforesaid William, Richard and John requested the the said Robert to pay to the aforesaid Thomas then at the County aforesaid trading and using Commerce by the name of Thomas Ingalls or Order the Sum of Seventy two Pounds Currency and to Charge the Same to Saint Marys County for building a Bridge over the Head of Saint Marys which said Bill or Note so as aforesaid Subscribed and directed the aforesaid Thomas in his Life time after the making thereof to wit on the Day and Year last aforesaid at the County aforesaid to the aforesaid Robert Exhibited and Shewed and him the said Robert the Bill or Note aforesaid to Accept according to the Usage and Custom of Merchants aforesaid all the Time aforesaid Used and approved then and there required but the aforesaid Robert the Bill or Note aforesaid to Accept then and there altogether refused whereof the aforesaid Thomas in his Life time afterwards to wit on the Day and Year last aforesaid at the County aforesaid to the aforesaid William Richard and John gave Notice by Reason of which Premises the afsd William Richard and John according to the Usage and Custom of Merchants aforesaid all the Time afsd Used and Approved became liable for and Chargeable to pay unto the aforesaid Thomas in his Life Time the aforesaid Sum of Seventy two Pounds Currency and being so therewith Chargeable the aforesaid William Richard and John afterwards to wit on the day and Year last aforesaid at the County aforesaid in Consideration of the Premises upon themselves Assumed and to the said Thomas in his Life Time then there faithfully promised that they the aforesaid William Richard and John the aforesaid Sum of Seventy two pounds Currency to him the said Thomas when afterwards they should be thereunto required would well and truly content and pay Nevertheless the aforesaid William Richard

(and)



and John their Promise and Assumption aforesaid so as aforesaid made not regarding but minding and fraudulently intending him the said Thomas in his Life time and the said Stephen since the Decease of him the said Thomas in this behalf craftily and Subtilly to deceive and defraud the aforesaid Sum of Seventy two Pounds Currency or any part thereof to him the said Thomas in his Lifetime or to him the said Stephen Since the Decease of him the said Thomas (to which said Stephen the Administration of all and Singular the Goods Chattels Rights and Credits which were of the aforesaid Thomas at the Time of his was by Thomas Airquith Deputy Commissary of Saint Marys County aforesaid after the Death of him the said Thomas Ingalls to wit on the Day of in the Year of our Lord Seventeen hundred and at the County aforesaid in due form of Law Committed) have not paid nor in any Sort contented (altho so to do the aforesaid William, Richard and John were afterwards by him the said Thomas in his Life time to wit on the Twelfth Day of November in the Year of our Lord Seventeen hundred and fifty one aforesaid at the County aforesaid and by him the said Stephen Since the Death of him the said Thomas and after the Administration aforesaid so as aforesaid Committed to wit on the Tenth Day of August in the Year of our Lord Seventeen Hundred and fifty two and often afterwards at the County aforesaid Requested) but the same or any part thereof to him the said Thomas in his Life time or to the said Stephen since the decease of him the said Thomas to Content or pay they have altogether refused and the same to him the said Stephen to pay or in any wise Content Still do refuse to the Damage of him the said Stephen in the Sum of Ninety nine Pounds Current Money aforesaid and in delay of the Execution of the Administration aforesaid and thereof he brings Suit &c. and brings into Court here the said Letters of Administration which the Commission of the Administration aforesaid in form aforesaid Testifies &c. Pledges &c. —

And the said William, Richard and John by their Attorney aforesaid pray further Leave thereof to Imparle to a County Court to be held at Leonard Town in the County aforesaid on the first Tuesday in August next and they have it the same Day is given to the Plaintiff now here also —

At which said first Tuesday in August comes as well the said Plaintiff by his Attorney aforesaid as the said Defendants by their Attorney and the said Defendants at their Request have farther Liberty hereof to Imparle till the next Court to be held at Leonard Town in the County aforesaid on the first Tuesday in November the same day being given to the Plaintiff now here also —

At which said first Tuesday in November come again the Parties aforesaid by their Attorneys aforesaid and the Defendants at their Request have Liberty hereof to Imparle till the next Court to be held at Leonard Town in the County aforesaid on the first Tuesday in March the same Day being given to the Plaintiff now here also —

At which said first Tuesday in March that is to say now here at this Day to wit the 5th Day of the same Month Anno Dom. 1751 Come as well the said Stephen Chilton Administrator as aforesaid by his Attorney aforesaid as the said William Hebb, Richard Barnhouse and John Reeder by their Attorney aforesaid and the said William, Richard and John by Thomas Clark their Attorney defend the force and Injury when &c. and Say they have not Assumed upon themselves in manner and form as the Plaintiff above in his Declaration hath Complained and this they put themselves upon the Country and the said Stephen in like manner —

Thereupon Command was given to the Sheriff of Saint Marys County that he immediately cause

(to)